

**ENTERED**

February 21, 2018

David J. Bradley, Clerk

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION

KEVIN LYNDEL MASSEY,  
Petitioner,

VS.

UNITED STATES OF AMERICA,  
Respondent.

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CIVIL NO. B-17-190

CRIMINAL NO. B-14-876-1

**ORDER**

On December 7, 2017, the United States Magistrate Judge filed a Report and Recommendation [Doc. No. 5]. Petitioner has objected to said Report and Recommendation. [Doc. No. 8]

Having considered *de novo* the Magistrate Judge's Report and Recommendation and the issues raised by Petitioner's objections, the Court orders that the Magistrate Judge's Report and Recommendation is hereby adopted. Petitioner Kevin Lyndel Massey's Motion to Vacate, Set Aside or Correct his Sentence pursuant to 28 U.S.C. § 2255 [Doc. No. 1] is denied as meritless. The issuance of a Certificate of Appealability is denied.

Signed this 21<sup>st</sup> day of February, 2018.



Andrew S. Hanen  
United States District Judge